

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 268

BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE LEGISLATIVE COUNCIL FOR FISCAL YEAR 2010; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES; REAPPROPRIATING UNEXPENDED AND UNENCUMBERED BALANCES FROM THE PERMANENT BUILDING FUND; REAPPROPRIATING UNEXPENDED AND UNENCUMBERED BALANCES FROM THE PERMANENT BUILDING FUND; PROVIDING LEGISLATIVE INTENT ON PERSONNEL COSTS; DIRECTING SALARY REDUCTIONS; PROVIDING THAT THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL DIRECT THE STATE CONTROLLER TO LIMIT THE FUNDS TRANSFER TO THE LEGISLATIVE FUND; AND DECLARING AN EMERGENCY FOR SECTION 6 OF THIS ACT.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. There is hereby appropriated to the Legislative Council the following amounts to be expended from the listed funds for the period July 1, 2009, through June 30, 2010:

I. LEGISLATIVE SERVICES OFFICE:

FROM:

General Fund	\$4,325,800
Miscellaneous Revenue Fund	44,800
Permanent Building Fund	511,100
Professional Services Fund	<u>1,210,400</u>
TOTAL	\$6,092,100

II. LEGISLATIVE TECHNOLOGY:

FROM:

General Fund	\$138,000
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III. OFFICE OF PERFORMANCE EVALUATIONS:

FROM:

General Fund	\$756,600
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GRAND

TOTAL	\$6,986,700
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SECTION 2. There is hereby reappropriated to the Legislative Council the unexpended and unencumbered balance of the Permanent Building Fund, the Miscellaneous Revenue Fund,

1 and the Professional Services Fund, any appropriation contained in Section 1, Chapter 279,
2 Laws of 2008, to be used for nonrecurring expenditures for the period July 1, 2009, through
3 June 30, 2010.

4 SECTION 3. There is hereby reappropriated to the Legislative Council for capitol
5 restoration and renovation, the unexpended and unencumbered balance of the Permanent
6 Building Fund appropriated in Section 5, Chapter 153, Laws of 2007, for the period July 1,
7 2009, through June 30, 2010.

8 SECTION 4. There is hereby reappropriated to the Legislative Council the unexpended
9 and unencumbered balance of the Permanent Building Fund appropriated for the Legislative
10 Services Office in Sections 4 and 6, Chapter 455, Laws of 2006, for the period July 1, 2009,
11 through June 30, 2010.

12 SECTION 5. It is the intent of the Legislature to retain to the extent possible, our ca-
13 pable, quality employees who support the essential services and statutorily authorized programs
14 that the citizens of Idaho expect. The Legislature finds these critical essential services to be
15 those that maintain the health and safety of our citizens and the education of our children.
16 While extending flexibility to the Governor and agency directors to manage the state workforce
17 to the best of their ability during these difficult times, it remains the responsibility of the Leg-
18 islature to identify priorities for the state workforce. The Legislature finds that reductions in
19 personnel funding shall first be managed through salary reductions that impact all personnel
20 fairly; secondly, be mitigated by the use of existing salary savings; thirdly, by using savings
21 created by keeping newly vacated positions unfilled; fourth, by the use of furloughs; and lastly,
22 as a last resort, by reducing the workforce. It is the intent of the Legislature that these policies
23 shall be adhered to by the executive, legislative, and judicial branches to the extent allowed by
24 law.

25 SECTION 6. SALARY REDUCTION. Inasmuch as salary reductions will save jobs; and
26 inasmuch as a five percent (5%) reduction in personnel funding may create a reduction in force;
27 and inasmuch as the state as a single employer of multiple departments and agencies is required
28 by law to direct across the board salary adjustments; agencies and institutions shall reduce all
29 salaries of classified and nonclassified employees, regardless of fund source, by three percent
30 (3%) for fiscal year 2010, beginning on June 14, 2009, through June 12, 2010. Agencies shall
31 use personnel cost savings, furloughs, and a reduction in force to manage the remaining two
32 percent (2%) in funding reductions. The Division of Human Resources shall adjust all pay
33 schedules for the classified personnel system downward to the extent that all beginning mini-
34 mum salaries are three percent (3%) less than those in effect upon the date of passage of this
35 law.

36 SECTION 7. On July 1, 2009, the President Pro Tempore of the Senate and the Speaker
37 of the House of Representatives shall direct the State Controller to limit the amount transferred
38 from the General Fund to the Legislative Fund pursuant to Section 67-451(2), Idaho Code, to
39 \$6,349,600 for the period July 1, 2009, through June 30, 2010.

40 SECTION 8. An emergency existing therefor, which emergency is hereby declared to
41 exist, Section 6 of this act shall be in full force and effect on and after passage and approval.